

MICHAEL J. KUHARSKI LONNY R. LEVITZ

CHRISTOPHER L. STANLEY

Of Counsel LISA E. GIOVINAZZO BRUCE LEVITZ DAVID G. IRONMAN Tuesday, May 27, 2008

Honorable Miriam Goldman Cedarbaum United States District Court Southern District of New York 500 Pearl Street New York, NY 10007

RE: Brown, Iona v J.J.J. Delivery LLC D/A: 12/21/2006 Index # 08-cv-0026

Dear Honorable Justice Cedarbaum:

Please be advised that my office represents the plaintiff in the abovementioned case. In this matter we had a Conference in front of your honor in January. At the Conference I discussed with the defense attorney scheduling depositions in April. For over a month my office has been attempting to schedule depositions, but the defendants have refused to cooperate. My para-legal has left several messages that have not been returned. Last week I spoke with the attorney handling the matter for the defendant and he also refused to cooperate.

Therefore I am requesting that the Court aid in scheduling depositions so that discovery can be completed in this matter.

If you have any questions kindly contact the undersigned. I thank you for your anticipated cooperation.

KUHARSKI, LEVITZ & GIOVINAZZO, ESQS.

BY:

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